

To request a Time Extension (TE) or Alternative Diversion Requirement (ADR), please complete and sign this form and return it to your Office of Local Assistance (OLA) representative at the address below, along with any additional information requested by OLA staff. When all documentation has been received, your OLA representative will work with you to prepare for your appearance before the Board. If you have any questions about this process, please call (916) 341-6199 to be connected to your OLA representative.

Mail completed documents to:

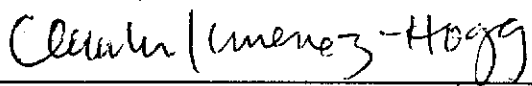
California Integrated Waste Management Board
Office of Local Assistance, (MS 25)
1001 I Street
PO Box 4025
Sacramento CA 95812-4025

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General Instructions:

For a Time Extension complete Sections I, II, III-A, IV-A, and V.

For an Alternative Diversion Requirement complete Sections I, II, III-B, IV-B and V.

Section I: Jurisdiction Information and Certification <i>All respondents must complete this section.</i>			
I certify under penalty of perjury that the information in this document is true and correct to the best of my knowledge, and that I am authorized to make this certification on behalf of:			
Jurisdiction Name County of Fresno (Unincorporated)		County Fresno	
Authorized Signature 		Title Director, Planning & Resource Management Department	
Type/Print Name of Person Signing Carolina Jimenez-Hogg	Date	Phone (559) 262-4168	
Person Completing This Form (please print or type) Marion L. Miller		Title Acting Resources Manager	
Phone (559) 262-4259	E-mail Address mmiller2@fresno.ca.gov		Fax (559) 262-4466
Mailing Address 2220 Tulare St, 6th Floor	City Fresno	State CA	ZIP Code 93721

Section II—Cover Sheet

This cover sheet is to be completed for each Time Extension (TE) or Alternative Diversion Requirement (ADR) requested.

1. Eligibility

Has your jurisdiction filed its Source Reduction and Recycling Element, Household Hazardous Waste Element, and Nondisposal Facility Element with the Board (must have been filed by July 1, 1998 if you are requesting an ADR)?

☐ No. If no, stop; not eligible for a TE or ADR.

☒ Yes. If yes, then eligible for a TE or ADR.

2. Specific Request and Length of Request

Please specify the request desired.

☒ Time Extension Request

Specific years requested 2001, 2002, 2003

Is this a second request?

☒ No

☐ Yes Specific years requested

(Note: Requests for an additional extension will need to address why the jurisdiction's efforts to meet the 50% goal by the end of the first extension were not successful.)

☐ Alternative Diversion Requirement Request (Not allowed for Regional Agencies).

Specific ADR requested %, for the years

Is this a second ADR request? ☐ No

☐ Yes Specific ADR requested %, for the years

(Note: Requests for an additional ADR will need to address why the jurisdiction's efforts to meet 50% by the end of the first ADR period were not successful.)

Note: Extensions may be requested anytime by a jurisdiction, but will only be effective in the years from January 1, 2000 to January 1, 2006. An original request for a TE/ADR may be granted for any period up to three years and subsequent requests for TE/ADR may extend the original request or be based on new circumstances but the total number of years for all requests cannot total more than five years or extend beyond January 1, 2006.

Section IIIA – TIME EXTENSION

Within this section, discuss your jurisdiction's efforts to implement diversion programs that were planned to achieve 50%. Provide any additional information that demonstrates "good faith effort" towards complying with AB 939. Note: the answers to each question should be comprehensive and provide specific details regarding the jurisdiction's situation.

Attach additional sheets if necessary – please reference each response to the appropriate cell number (e.g., IIIA – 1)

1. Why does your jurisdiction need more time to meet the 50% goal? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.

See attached.

2. Why does your jurisdiction need the amount of time requested? Describe any relevant circumstances in the jurisdiction that contribute to the need for a Time Extension.

See attached.

3. Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.

See attached.

4. Provide any additional relevant information that supports the request.

See attached.

Section V – PARIS

Office of Local Assistance staff will be reviewing your Jurisdiction's Planning Annual Report Information System (PARIS) database printout as part of the evaluation of your request. Should the Jurisdiction have updates or revisions to the program implementation from the latest Annual Report submitted to the Board, please attach to the application the Jurisdiction's PARIS database printout showing updates or revisions.

Contact your Office of Local Assistance Representative at (916) 341-6199 for a copy of PARIS, or go to the Board's website at www.ciwmb.ca.gov/LGCentral/PARIS/.

See attached.

Section IIIA**IIIA-1****A. Why does your jurisdiction need more time?**

In 1992, the two existing biomass plants in Fresno County were anticipated to be functioning at near capacity in 2000. Due to a variety of unforeseen political decisions and market factors, this expectation was not realized and all but a fraction of the 8% projected diversion did not happen. The recent on-set of the energy crisis is once again dramatically changing the face of this industry. It is anticipated that, by the end of the TE, local biomass facilities will continue to evolve and will generate at least a 5% increase in diversion from local landfills.

Most of the 18% diversion from source separated organics projected in the County's SRRE was to have been achieved through a cooperative venture with the City of Fresno (City). After several years of negotiation, the City had agreed, in principle, to collect green waste from selected incorporated County areas which are adjacent to or within the City. The County repeatedly requested a formal letter of commitment and specific cost figures. Numerous attempts were made to set up a series of meetings to begin drafting an agreement. On May 30, 2001, the City officially informed the County that the program would not be possible in the foreseeable future. Therefore, the County needs the TE in order to design and implement an alternative program for capturing this residential green waste.

Development of a "self-haul" recycling operation at the American Avenue Landfill is currently underway. When operational, this facility will provide County residents with access to a new green waste "chip and grind" facility, expanded drop-off options for a variety of recyclables, and an estimated additional 2% of diversion. Initially incorporated into the plans for development of a landfill maintenance building, this project has been delayed by regulatory and contractual issues pertaining to its association with the larger and more complex building project. Now that these issues been resolved, the recycling operation is anticipated to be completed in December, 2002.

B. Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.

The following SRRE selected programs did not achieve their projected diversion rates:

Selected Program: Transformation

While selected Source Reduction and Special Waste programs appear to create diversion at the rates anticipated in the County's SRRE, transformation has not produced the 8% projected for this selection at the time the SRRE was written and approved.

Barrier(s): Dramatic market changes and unforeseen political decisions decimated this industry in the early 90's. When oil prices dropped and the utility companies were released from their contracts with the biomass plants, waste-to-energy operations in Fresno County and the associated diversion all

but ceased to exist. Many potential customers are not aware that the biomass facilities are now fully operational and are a viable, cost-effective option for managing wood wastes.

Plans for Overcoming Barrier(s): These market and political barriers to biomass programs are anticipated to resolve themselves as a result of the current energy crisis. The County will help to promote use of this option by including information on biomass plants in its public educational materials and advertising when appropriate. Eligibility of these businesses for RMDZ funding will be explored as well.

Selected Program: Materials Recovery Facility:

The County's SRRE projected that materials reuse/recovery facility programs would provide an estimated 14.2% of the diversion needed to comply with AB 939. A specific proposal for a Materials Recovery Facility (MRF) was developed by staff and approved by the Board of Supervisors in 1996.

Barrier(s): A careful review of that proposal revealed that major elements required for successful operation of a MRF (sufficient uncompacted tonnage, strong markets, regional interest, and the ability to implement flow control) are not currently available in Fresno County. Under the circumstances, the County decided it was not practical nor productive to carry out plans to develop a MRF at this time.

Plans for Overcoming Barrier(s): The Board of Supervisors requested (1998) that the associated resources be re-allocated to one or more alternative solid waste management programs. County staff will continue to seek out and capitalize on every opportunity to support recycling in the commercial sector. Efforts will be focused on promotion of the Recycling Market Development Zone (RMDZ) and commercial sector Waste Assessments (WA). Over the last several years, the County has allocated time and revenues for related staff training and development of program materials. The Fresno Zone has already closed three RMDZ loans. After several years in development, the County's WA program has been assigned to a newly created staff analyst position and should be fully operational by the end of the year.

Selected Program: Source-Separated Organics:

The County anticipated that an overall 18% diversion rate for source-separated organics would be realized from programs with adjacent cities to collect and process green waste from unincorporated areas located within their spheres of influence.

Barrier(s): In 1999, after several years of negotiations, the City of Clovis declined to participate in this program. The City of Fresno notified the County that it had "encountered a number of unforeseen problems, including siting and permitting difficulties" and was "not able to offer the County green waste collection and processing services at this time". The City also indicated that no further reconsideration of the proposal would be undertaken until FY 2003.

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Plans for Overcoming Barrier(s): In response to the unanticipated collapse of negotiations with the City of Fresno, the County plans to initiate alternative programs to encourage the capture of source-separated green waste from those unincorporated areas. The County plans to pass ordinances requiring haulers who provide solid waste collection service in selected urban-like areas, to offer green waste collection to their customers. At the same time, customers offered this service could be required by County ordinance to pay for green waste collection whether they choose to separate and set green waste out for recycling or not. To insure that cost-effective green waste management options are available to the haulers, the County is in the process of establishing a green waste collection point at the American Avenue Landfill which will accept clean green waste for a reduced tip fee. In keeping with its policy to support the private business sector, the County will allow each hauler to choose any legal green waste recycling option available.

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Why does your jurisdiction need the amount of time requested? Describe any relevant circumstances in the jurisdiction that contributes to the need for a Time Extension.

The County is requesting a three year extension (August 2002 through August 2004). Of the programs included in the Plan of Correction, the "self-haul" recycling facility at the American Avenue Landfill will require the least amount of time (13 months) to become fully operational. Until the beginning of 2001, the County planned to combine the recycling facility project with a landfill maintenance building designed almost a decade ago. The idea was to save time and reduce costs by expanding a previously approved project. An administrative review of the joint project raised questions as to the practicality of this approach. In March, 2001, it was decided that the recycling center would need to be processed separately. The Request For Proposal was issued in May, 2001. Based upon experience with the processing of similar projects, County Design staff anticipates that it will take until February, 2002 to select the consultant, prepare and get approval of the construction documents, and award the contract. If the ground breaking takes place in February, the construction of the facility should be completed by the end of April, 2002. Processing of a County ordinance establishing a reduced disposal fee for clean green waste should be complete by the end of construction. Additional time (December, 2002) will be needed to secure required clearances for the chip and grind operation and to contract with vendors for the management of materials diverted. Because public awareness and contamination prevention are so critical the success of this project, significant time and resources will be committed to the development and implementation of programs to educate the haulers and the public about this new option.

Now that the "self-haul" drop-off site at the landfill is under development (and there is the expectation of a cost-effective option for green waste management available to local haulers), the County will focus on planning and implementing the green waste collection program for selected areas in the unincorporated area. Input from local haulers and affected residents will need to be gathered so that appropriate

ordinances can be written. Once the regulations are in place and the initial service area(s) have been defined (December, 2002), local haulers have indicated that they will need at least six months to adjust routes and billing, purchase/retrofit equipment, and buy and distribute green waste containers. Programs designed to educate and motivate the public will require time to take effect. Therefore, it is anticipated the initial problems associated with program implementation, primarily contamination, will take at least an additional six months to a year to mitigate to an acceptable level.

IIIA-3

Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.

Current diversion is projected to be at 31%.

At the time the first PARIS report was filed (1995), the County had 18 ongoing programs and was in the process of initiating seven additional ones. Since then, nine programs have been added to PARIS. The CRV collection program has expanded to forty-nine sites. A network of over 35 used oil recycling center has been created and continues to grow. Our database of local recyclers has grown from a list of 45 entries into a bound directory of over 300 diversion options with a distribution of over 30,000 people.

The following list highlights some of the programs undertaken by the County since 1995 in order to comply with AB 939:

The County:

- Established a Memorandum of Understanding among the fifteen jurisdictions in Fresno County to coordinate, facilitate and fund basic programs required for AB 939 compliance.
- Implemented a program targeting self-hauled green waste. (It was terminated when low participation levels made it impossible to find a contractor willing to manage the small volumes of material collected.)
- Implemented a program to scavenge green waste from the landfill face. (It also had to be terminated when the contractor decided it was not cost effective.)
- Adopted a Buy Recycled-Content Policy in 1995.
- Attempted to establish a joint purchase pool with local jurisdictions. (Incompatible purchasing practices made this unfeasible.)
- Purchases copy machines which print both sides of the paper.
- Promotes CALMAX and attempts to match callers with materials to dispose of with those who can use these materials.
- Encourages and guides neighbors to negotiate with local haulers to obtain curbside recycling service. (The number of haulers offering curbside service to residents of the unincorporated has grown significantly.)
- Encourages the use of private sector drop-off sites listed in a free, County maintained and distributed directory of over 300 recycling options. (Over 30,000 copies of the directory will be distributed in 2001, in English and Spanish.)

- Uses DOC grant money for receptacles and advertising to promote recycling of CRV containers.
- Added a Triple-Rinse Collection program at the landfill to manage agricultural pesticide containers
- Encourages and publicizes private sector special collection efforts for items such as Christmas trees and phone books.
- Developed a landfill educational video, website and several media campaigns to promote recycling.
- Developed and distributes a variety of brochures, guides and media releases (in English and Spanish) promoting existing programs, available services and recycling; conducts workshops, provides exhibits and information tables, booths at fair and community events (23 in 2000-01); provides speakers, promotes WRAP Awards, field trips to the landfill; and assists local jurisdictions with technical and promotional materials and programs.
- Presented programs/demonstration lessons in public schools (34 presentations in 9 districts in 2000-01)
- Has become an RMDZ, placed three loans, and promoted recycling market development countywide.
- Requires (General Plan revision) new multi-family and commercial developments to provide recycling areas in their designs.
- Works with a variety of other agencies, civic groups and local businesses to promote recycling programs (Examples include participation in the Metro Flood Control District's storm water protection project, the Regional Air Quality Board's mulching mower program, the Craig School of Business Entrepreneurial Resource Center training programs, the I-5 Development Corridor's marketing program and the Economic Development Corporation's business outreach efforts.)

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The following list indicates programs to be undertaken or expanded within the TE period:

The County plans to:

- Complete a new self-haul recycling operation at the American Avenue Landfill
- Reduce the fee for clean green waste brought to the self-haul location
- Pass ordinances required to implement curbside green waste collection by local haulers currently providing solid waste collection services in selected urban-like areas of the unincorporated area
- Site and develop a permanent HHW facility
- Design and implement a management program for e-waste
- Expand the recycling directory to include thrift and reuse facilities
- Fully implement a business waste assessment program

The programs listed above, which:

utilize education	utilize market development strategies
address language barriers	target SRRE-identified waste streams
utilize Board staff and materials	identify and secure revenue sources
form alliances and informal partnerships	

serve to demonstrate the County's good faith in pursuit of AB 939 compliance.

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Attachment 1

IIIA-4

Provide any additional relevant information that supports the request.

The County has identified several additional conditions which have been barriers to achieving full compliance with AB 939:

- While the County does not meet the State's criteria for designation as rural, the unincorporated Fresno area, which includes 5,855.4 square miles and has a population density of just 31 people per square mile, has very limited access to economies of scale, market attraction and collection opportunities available to counties with similar populations.
- In the face of the recent economic boom, the County has maintained double digit unemployment rates and has one of the lowest per capita incomes in the nation, much less the State. It is difficult to cover program costs with fee increases in an area where below minimum wage jobs and double-digit unemployment are pervasive, even in the so-called "good times".
- The passage of Proposition 218 has made adding and/or increasing government services and fees difficult.
- Fresno County does not collect garbage. This service is provide by over 30 independent haulers. Many of these are small, "mom and pop" operations, struggling to stay competitive. Potential impacts associated with establishing franchise or permit areas on the Board's commitment to support the free enterprise system and the livelihoods of those currently providing service would be significant. All of the companies operating in Fresno County are very concerned and vocal about the impact new programs may have on their bottom lines.
- Increasing solid waste collection fees would greatly exacerbate existing illegal dumping, which is already a significant problem.
- Policies to protect agriculture by directing development to the cities are critical to insuring the future of agribusiness, but make it almost impossible to develop local markets or cost-effective collection programs for recyclables in farming communities.
- Laws related to waste are still in transition and subject to significant variations in interpretation. It has been difficult to promulgate programs for which the legal repercussions are both unclear and potentially significant.
- Increases in transportation costs and dramatic swings in the value of and the demand for recyclables, make capital-intensive projects, such as MRFs, difficult to finance and difficult to "sell" to both politicians and voters.

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Section IV-A - PLAN OF CORRECTION

A plan of correction is required by PRX Section 41820(a)(6)(B). The plan is fundamentally a description of the actions the jurisdiction will take to meet the 50% goal by the expiration of the Title Extension.

Attach additional sheets if necessary.

Residential % 37		Non-residential % 63			
PROGRAM TYPE Please use the Board's Program Types.	NEW OR EXPAND	DESCRIPTION OF PROGRAM	FUNDING SOURCE	DATE FULLY COMPLETED	ESTIMATED PERCENT DIVERSION
3000-CM-RCG Residential Curbside Green Waste Collection	Expanded	Within selected areas of the unincorporated portions of the County with urban-like population densities, residents with solid waste collection service will have access to and pay for curbside collection of green waste Board approves program and amends County Ordinance Code/Master Schedule of Fees Haulers/County meet & develop plans for implementing program Program implemented in one or more of the selected areas Program expanded to additional selected areas as required to increase diversion by 12%	Haulers charge customers	12/2002 6/2003 12/2003 8/2004	12%
8010-TR-BIO Biomass	Expanded	Existing Biomass plants will expand service, resulting in a drop in the amount of organic material sent to local landfills	Biomass tipping fees and sales of electricity	8/2004	5%
7030-FR-CMF Composting Facility	New	Chip and grind facility for clean green waste dropped off at a designated location at the American Avenue Landfill Permits for chip and grind facility granted Facility development/staffing completed Facility fully operational, diverting additional 1%	Disposal fee	6/2003 6/2004 8/2004	1%
2010-RC-DRP Residential Drop-Off	Expanded	Collection and consolidation of selected recyclables (such as glass, plastic, paper) brought to drop-off facility located at the American Avenue Landfill Construction on facility begins Promotional campaign initiated Facility opens for business Residential recyclables collected increase diversion by .5%	Re-allocation of existing disposal revenues	7/2002 1/2003 2/2003 12/2004	.5%
2040-RC-SFH Commercial Self-Haul	Expanded	Collection and consolidation of selected recyclables (such as glass, plastic, paper) brought to drop-off facility located at the American Avenue Landfill Promotional campaign implemented Commercial recyclables collected increase diversion by .5%	Re-allocation of existing disposal revenues	1/2003 12/2004	.5%
Total Estimated Diversion Percent From New and/or Expanded Programs					19%
Current Diversion Rate Percent From Latest Annual Report					31%
Total Planned Diversion Percent Estimated					50%

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PROGRAMS SUPPORTING DIVERSION ACTIVITIES			
PROGRAM TYPE	NEW OR EXPAND	DESCRIPTION OF PROGRAM	DATE FULLY COMPLETED
6020-PI-ORD Ordinances	New	Mandatory collection ordinances requiring 1) haulers to offer curbside collection of green waste to all their solid waste collection customers within selected areas of the unincorporated with urban-like population densities, and 2) all solid waste customers with access to this service to pay for it, whether they utilize it or not.	12/2002
6010-PI-EIN Economic Incentives	New	Modified disposal fee for clean green waste brought to drop-off facility located at the American Avenue Landfill	12/2002
6030-PI-OTH	Other Policy Incentives	Modify scale house computer program to better track origin of waste	
		Step One: Obtain/build geo file to modify computer program	12/31/02
		Step Two: Install modified computer program	12/31/03
		Step Three: Design/implement gate attendant refresher course on screening for origin of waste	12/31/03

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